

SCOTTSDALE

CITY COUNCIL MEETING



***** AMENDED *** MEETING NOTICE AND AGENDA**

[REQUEST TO CONTINUE ITEM NOS. 1 AND 2 TO SEPTEMBER 24, 2013]

COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Robert W. Littlefield

Linda Milhaven

Guy Phillips

Dennis E. Robbins

Monday, August 19, 2013

Unless an exception is made, or unless otherwise noted:

Citizens will be given three minutes to address the Council during the times set aside for public comment on Consent, Regular, or Mayor and Council items and during the open call to the public (Public Comment). The Council will not begin discussion on any new items after 10:00 p.m. Items that are not heard will be continued to either August 20, 2013 or September 10, 2013.

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:02 P.M.

Roll Call – All present

One or more members of the Council may be unable to attend the Council meeting in person and may participate telephonically, pursuant to A.R.S. §38-431(4).

Pledge of Allegiance – Daughters of the American Revolution

Invocation – Mayor Lane requested a moment of silence.

Mayor's Report – None

City Manager's Report – None

Presentations/Information Updates – None

Public Comment – John Washington expressed concern that staff was constraining the scope of the Development Review Board's responsibilities. Valerie Holmes expressed concerns about loss of quality of life and property values if bars are integrated into McCormick Ranch.

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comments regarding non-agendized items. No official Council action can be taken on these items. **Speakers are limited to three minutes to address the Council during "Public Comment" time.**



PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION BY CONTACTING THE CITY CLERK'S OFFICE AT (480-312-2412). REQUESTS SHOULD BE MADE 24 HOURS IN ADVANCE, OR AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE ACCOMMODATION. FOR TTY USERS, THE ARIZONA RELAY SERVICE (1-800-367-8939) MAY CONTACT THE CITY CLERK'S OFFICE (480-312-2412).

ADDED ITEMS

Added Items: Resolution No. 8223 requires that, with limited exceptions, the agenda language, the Council report, and any supporting material described as being attached to the Council report shall be made available to the public at least ten days prior to a scheduled Council meeting. Material that is not timely made requires a separate vote to consider whether the item will remain on the agenda or be continued to a future date.

A1. Added Items

The supporting materials for Item No. 29 will be added to the agenda less than ten days prior to the meeting and will require a separate vote to remain on the agenda.

Request: Vote to accept the agenda as presented or to continue the added item(s) to the September 10, 2013 Council meeting.

– Councilman Robbins made a motion to accept the agenda as presented. Vice Mayor Klapp seconded the motion, which carried 7/0.

MINUTES

Request: Approve the [Special Meeting Minutes of June 18, 2013](#); [July 1, 2013](#); and [July 2, 2013](#); [Regular Meeting Minutes of June 18, 2013](#); [July 1, 2013](#); and [July 2, 2013](#); and Executive Session Minutes of June 18, 2013.

– Councilman Robbins made a motion to approve the Special Meeting Minutes of June 18, 2013; July 1, 2013; and July 2, 2013; Regular Meeting Minutes of June 18, 2013; July 1, 2013; and July 2, 2013; and Executive Session Minutes of June 18, 2013. Vice Mayor Klapp seconded the motion, which carried 7/0.

CONSENT AGENDA **ITEMS 1-34**

How the Consent Agenda Works: The Council may take one vote to act on all of the items on the Consent Agenda, or may remove items for further discussion. If you wish to speak on an item on the Consent Agenda, please complete a Request to Speak card for each topic you wish to address. **You will be given one opportunity to speak on any or all Consent items listed on the agenda.** After all speakers have finished, the Council will decide which items to remove for additional discussion and/or presentation from staff. Items not removed from the Consent Agenda will be considered in one motion. Items removed for clarification or discussion by the Council will be acted on as appropriate.

– Councilmember Korte made a motion to approve Consent Items 1 through 34, absent Items 3, 6, and 29. Councilwoman Milhaven seconded the motion, which carried 7/0.

- ***1. [Kelly's at Southbridge Liquor License \(44-LL-2013\)](#) – **Approved on Consent.**
Request: At the request of the applicant, continue to September 24, 2013.
Location: 7117 E. 6th Avenue
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- ***2. [Kelly's at Southbridge Conditional Use Permit and In-Lieu Parking Credits \(7-UP-2013 and 1-IP-2013\)](#) – **Approved on Consent.**
Request: At the request of the applicant, continue to September 24, 2013.
Location: 7117 E. 6th Avenue
Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

3. **Spanish Fly Liquor License (46-LL-2013)**

– Councilman Littlefield made a motion to forward a recommendation to the State liquor board that they not approve the liquor license transfer. Councilman Phillips seconded the motion, which failed 2/5, with Mayor Lane; Vice Mayor Klapp; and Councilmembers Korte, Milhaven, and Robbins dissenting.

– Councilman Robbins made a motion to approve forwarding the Spanish Fly liquor license recommendation. Councilwoman Milhaven seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.

Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a series 6 (bar) state liquor license for an existing location with a new owner.

Location: 4341 N. 75th Street

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

4. **Double Bogeys Liquor License (47-LL-2013)** – Approved on Consent.

Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.

Location: 14700 N. Frank Lloyd Wright Boulevard, Suite 159

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

5. **Grey's Kitchen and Tap Liquor License (48-LL-2013)** – Approved on Consent.

Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.

Location: 4224 N. Craftsman Court

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

6. **The Derby Liquor License (49-LL-2013)**

– Councilman Littlefield made a motion to send a recommendation to the State liquor board to deny the liquor license. Councilman Phillips seconded the motion, which failed 2/5, with Mayor Lane; Vice Mayor Klapp; and Councilmembers Korte, Milhaven, and Robbins dissenting.

– Councilman Robbins made a motion to approve forwarding The Derby liquor license recommendation. Councilwoman Milhaven seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.

Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a series 6 (bar) state liquor license for a new location and owner.

Location: 4420 N. Saddlebag Trail, Suite 100

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

7. **Sumo Maya Liquor License (50-LL-2013)** – Approved on Consent.

Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for a new location and owner.

Location: 6560 N. Scottsdale Road, Suite 155

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

8. **Mastro's Steakhouse Liquor License (51-LL-2013)** – Approved on Consent.

Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing series 12 (restaurant) state liquor license.

Location: 8852 E. Pinnacle Peak Road

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

9. **Mastro's City Hall Steakhouse Liquor License (52-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing series 12 (restaurant) state liquor license.
Location: 6991 E. Camelback Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
10. **Clancy's Pub Pizza and Grill Liquor License (53-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a continuation of a series 12 (restaurant) state liquor license for an existing location and owner.
Location: 4432 N. Miller Road, Suite 107
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
11. **Majerle's Sports Grill Liquor License (54-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a continuation of a series 12 (restaurant) state liquor license for an existing location and owner.
Location: 4425 N. Saddlebag Trail, Suite 101
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
12. **Rock & Vine Bar and Grill Liquor License (55-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.
Location: 8900 E. Pinnacle Peak Road, Suite B1
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
13. **Birreria Italia Liquor License (56-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.
Location: 15444 N. Greenway Hayden Loop
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
14. **Cha Da Thai Liquor License (57-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.
Location: 8989 E. Via Linda, Suite 101
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
15. **Slanted Rice Vietnamese Bistro Liquor License (58-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.
Location: 6149 N. Scottsdale Road, Suite 105
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
16. **Little Chicago Pizza Liquor License (59-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.
Location: 1645 N. Hayden Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

17. **Oregano's Pizza Bistro Liquor License (61-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing series 12 (restaurant) state liquor license.
Location: 3102 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
18. **IPic Theaters Liquor License (62-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) state liquor license for an existing location with a new owner.
Location: 15257 N. Scottsdale Road, Suite 230
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
19. **Eldorado Scottsdale Liquor License (65-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a series 7 (beer and wine bar) state liquor license for a new location and owner.
Location: 6825 E. 4th Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
20. **Bad Water Brewing Liquor License (66-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a series 7 (beer and wine bar) state liquor license for a new location and owner.
Location: 4216 N. Brown Avenue
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
21. **Permanent Extension of Premises for Cold Beers and Cheeseburgers (8-EX-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a series 12 (restaurant) state liquor license.
Location: 20831 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
22. **Rancho Vista Abandonment (10-AB-2011) – Approved on Consent.**
Request: Adopt **Resolution No. 9501** extending the time to fulfill the conditions for abandoning 16 feet of alley right-of-way adjacent to Lots 1, 2, 3, 21, 22, and 23, and a 454± square-foot area of N. 69th Place adjacent to Lot 23 of the Rancho Vista Subdivision.
Location: 6924 E. Mariposa Drive
Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov
23. **Morning Vista Partial Abandonment (1-AB-2013) – Approved on Consent.**
Request: At the request of the applicant, continue to September 10, 2013.
Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

24. **MT San Victor Rezoning (3-ZN-2006#2) – Approved on Consent.**

Requests:

1. Adopt **Resolution No. 9462** declaring “San Victor Development Plan” as a public record.
2. Adopt **Ordinance No. 4102** approving a zoning district map amendment to amend Planned Community (P-C) zoning from a comparable Multiple-Family Residential (R-5) district and a comparable Commercial Office (C-O) district to a comparable Multiple-Family Residential (R-5) zoning district uses and site development standards; and to further amend the Development Plan for the McCormick Ranch Master Development by approving a new Development Plan for a 5.97± acre parcel.

Location: Southwest corner of E. San Victor Drive and N. 91st Street

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

25. **Scottsdale Road Preservation Streetscape Construction Services Contract and Acquisition of Easements – Approved on Consent.**

Requests:

1. Adopt **Resolution No. 9474** authorizing CM@Risk Construction Services Contract No. 2013-124-COS with Hunter Contracting Co. in the amount of \$2,915,943.50 for construction of enhancements to Scottsdale Road from Pinnacle Peak Road to Carefree Highway.
2. Adopt **Resolution No. 9475** authorizing purchase of various rights-of-way necessary to construct the aerial utility conversion of public utilities between Pinnacle Peak Road and Ashler Hills Drive; and authorizing agreements with the Arizona State Land Department for construction over their properties.

Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

26. **North Corp Yard Wireless License Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 9364** approving License Agreement No. 2013-046-COS with Alltel Communications Southwest, dba Verizon Wireless, LLC, permitting the continued operation of an existing wireless site at the North Corp Yard.

Location: 9191 E. San Salvador Drive

Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

27. **Storm Water Management On-Call Engineering Services Contracts – Approved on Consent.**

Request: Adopt **Resolution No. 9507** authorizing the following on-call engineering services contract modifications for the second option year for storm water management projects:

1. Contract No. 2010-140-COS-A2 with Gavan and Barker, Inc.
2. Contract No. 2010-141-COS-A2 with Cardno WRG, Inc.

Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

28. **Intelligent Transportation Systems On-Call Engineering Services Contract – Approved on Consent.**

Request: Adopt **Resolution No. 9506** authorizing On-Call Engineering Services Contract Modification No. 2010-026-COS-A2 with Lee Engineering, LLC for the second option year for Intelligent Transportation Systems projects.

Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

29. **Skysong Ground Lease Amendment**

– Councilman Littlefield made a motion to not adopt Resolution No. 9503. Councilman Phillips seconded the motion, which failed 2/5, with Mayor Lane; Vice Mayor Klapp; and Councilmembers Korte, Milhaven, and Robbins dissenting.

– Councilwoman Milhaven made a motion to adopt Resolution No. 9503 authorizing Contract No. 2004-119-COS-A4, the fourth amendment to the ground lease with ASU Foundation. Councilmember Korte seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.

Request: Adopt **Resolution No. 9503** authorizing Contract No. 2004-119-COS-A4, the fourth amendment to the ground lease with ASU Foundation for the SkySong property.

Location: Southeast corner of McDowell Road and Scottsdale Road

Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

30. **Skysong Public Utility Easement Adjustments** – **Approved on Consent.**

Request: Adopt **Resolution No. 9498** removing certain portions of the public utility corridor as designated by Resolution No. 7722.

Location: South of McDowell Road and east of Scottsdale Road

Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

31. **2013 Edward Byrne Memorial Justice Assistance Grant** – **Approved on Consent.**

Request: Adopt **Resolution No. 9463** to authorize:

1. Contract No. 2013-095-COS with Maricopa County to accept the City's portion of the 2013 Edward Byrne Memorial Justice Assistance Grant in the amount of \$28,126 to purchase an interoperability platform with private radio systems to aid in facilitating emergency services.
2. A budget transfer in the amount of \$28,126 from the FY 2013/14 Future Grants Budget and/or Grant Contingency Budget to the grant center established to record the related grant activity.

Staff Contact(s): Alan Rodbell, Public Safety Executive Director, 480-312-1900, arodbell@scottsdaleaz.gov

32. **Police Department K9 Unit Budget Appropriation Transfer** – **Approved on Consent.**

Request: Adopt **Resolution No. 9465** authorizing a budget appropriation transfer in the amount of \$200,000 from the FY 2013/14 Special Programs Fund Operating Contingency to the Police Department's Special Programs Operating Budget for the addition of a new dog and associated expenses for the K9 unit, which will be funded with a private donation.

Staff Contact(s): Alan Rodbell, Public Safety Executive Director, 480-312-1900, arodbell@scottsdaleaz.gov

33. **Hospitality Trolley Service Renewal** – **Approved on Consent.**

Request: Adopt **Resolution No. 9499** authorizing staff to renew peak visitor season Hospitality Trolley service beginning approximately December 26, 2013 and ending approximately March 31, 2014, to be funded from available FY 2012/13 Special Revenue Fund for Tourism Development carry over funds not to exceed \$180,000.

Staff Contact(s): Danielle Casey, Economic Development Director, 480-312-7601, dcasey@scottsdaleaz.gov

34. **Transit Services Intergovernmental Agreement** – **Approved on Consent.**

Request: Adopt **Resolution No. 9368** authorizing Intergovernmental Agreement No. 2013-047-COS with the Regional Public Transportation Authority for the purpose of providing fixed route and express bus services, East Valley Dial-a-Ride service, and New Freedom grant funding transportation service, for a total cost to the City of \$1,446,745 and revenues in the amount of \$100,000.

Staff Contact(s): Paul Basha, Transportation Director, 480-312-7651, pbasha@scottsdaleaz.gov

REGULAR AGENDA ITEMS 35-36

How the Regular Agenda Works: The Council takes a separate action on each item on the Regular Agenda. If you wish to address the Council regarding any or all of the items on the Regular Agenda, please complete a Request to Speak card for each topic you wish to address and submit it to the City Clerk. Speakers will be given at least three minutes to speak per item. Additional time may be granted to speakers representing two or more persons. Cards for designated speakers and the persons they represent must be submitted together. **Comment cards must be submitted before public testimony has begun on any regular agenda or public hearing item.**

35. **[The Residences at the Borgata Non-Major General Plan Amendment and Rezoning \(7-GP-2012 and 18-ZN-2012\)](#)**

- **Councilman Phillips made a motion to postpone 7-GP-2012 and 18-ZN-2012 until the Council receives a ruling from the Zoning Administrator as to the validity of the zoning protest. Councilman Littlefield seconded the motion. No vote taken.**
- **Councilwoman Milhaven made an alternate motion to: 1) adopt Resolution No. 9459; 2) adopt Resolution No. 9494; and 3) adopt Ordinance No. 4101. Vice Mayor Klapp seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.**

Requests:

1. Adopt **Resolution No. 9459** declaring “Residences at the Borgata Development Plan Public Record” to be a public record.
2. Adopt **Resolution No. 9494** approving a Non-Major General Plan amendment to the City of Scottsdale General Plan 2001 from Commercial Land Use Designation to Mixed Use Land Use Designation on 4.77± acres of a 6.85± acre site for Case No. 7-GP-2012.
3. Adopt **Ordinance No. 4101** approving a zoning district map amendment from Central Business District (C-2) to Planned Unit Development (PUD) district with approval of a Development Plan and Amended Development Standards; finding that the Planned Unit Development (PUD) district criteria have been met; and determining that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan to redevelop existing commercial buildings into a four-story building containing 218 residences on 4.77± acres of a 6.85± acre site for Case No. 18-ZN-2012.

Location: 6166 N. Scottsdale Road

Presenter(s): Kim Chafin, Senior Planner

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

36. **[East Valley Dial-a-Ride Fare Increase Schedule](#) – **Councilmember Korte made a motion to adopt Resolution No. 9500 authorizing approval of the regional recommendation to increase the East Valley Dial-a-Ride non-ADA base fare from \$1.00 to \$2.50 on October 1, 2013; increase the base fare again from \$2.50 to \$4.00 on July 1, 2014; and thereafter increase the non-ADA fare as the ADA fare is increased to maintain uniformity and change the charge per zone to a charge per mile on October 1, 2013. Councilwoman Milhaven seconded the motion, which carried 6/1, with Councilman Phillips dissenting.****

Request: Adopt **Resolution No. 9500** to:

1. Approve the regional recommendation to incrementally increase the East Valley Dial-a-Ride non-ADA base fare as follows: from \$1.00 to \$2.50 on October 1, 2013; from \$2.50 to \$4.00 on July 1, 2014; and thereafter increase the non-ADA fare as the ADA fare is increased to maintain uniformity.
2. Change the non-ADA fare from a charge per zone to a charge per mile on October 1, 2013.

Presenter(s): Paul Basha, Transportation Director

Staff Contact(s): Paul Basha, Transportation Director, 480-312-7651, pbasha@scottsdaleaz.gov

MAYOR AND COUNCIL

ITEM 37

37. [Initiate City Council Review of the Development Review Board's August 1, 2013 Decision Regarding 15-DR-2013 \(The Vig at Paseo Village\)](#) – **Councilman Littlefield made a motion to initiate a formal review. Councilman Phillips seconded the motion, which failed 3/4, with Mayor Lane, Vice Mayor Klapp, and Councilmembers Korte and Robbins dissenting.**

Request: At the request of Councilman Littlefield, consider whether to initiate a formal City Council review of the Development Review Board's August 1, 2013 decision, which approved the site plan, building elevations, and landscape plan for The Vig at Paseo Village, 7345 N. Via Paseo Del Sur.

Related Policies, References: City Charter Article I, § 3(H); City Code § 1.907 regarding Reviews of Development Review Board Decisions; Development Review Board Case 15-DR-2013 and its staff report, attachments, draft minutes and public comment.

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov; Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov,

Note: The only Council action to be taken on Item No. 37 is a decision on whether to initiate a formal City Council review of the Development Review Board's August 1, 2013 decision regarding the Vig at Paseo Village, which would then be scheduled for a future Council meeting. Therefore, no public comment will be taken at this time.

Public Comment – None

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comments regarding non-agendized items. No official Council action can be taken on these items. **Speakers are limited to three minutes to address the Council during "Public Comment" time.**

CITIZEN PETITIONS

ITEM 38

Citizen Petitions: This portion of the agenda is reserved for the submission and/or consideration of citizen petitions. There is no limit on the number of petitions a citizen may submit; however, **each citizen is limited to a total time of three minutes to speak to his/her petition(s)**. A Request to Speak card must be submitted, together with the petition(s), **before** the second Public Comment period begins.

38. Receipt of Citizen Petitions – None

Request: Accept and acknowledge receipt of citizen petitions. Any member of the Council may make a motion, to be voted on by the Council, to: (1) Direct the City Manager to agendize the petition for further discussion; (2) direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner; or (3) take no action.

Staff Contact(s): Carolyn Jagger, City Clerk, 480-312-2411, cjagger@scottsdaleaz.gov

Mayor and Council Items – None

Adjournment – 7:16 P.M.